

0009

JK
Incoming
C/025/0005

From: "Chris McCourt" <CMcCourt@altoncoal.com>
To: "Priscilla Burton" <priscillaburton@utah.gov>, <daronhaddock@utah.gov>
CC: <ogmcoal@utah.gov>
Date: 4/2/2008 9:09 AM
Subject: C/025/0005 Alton Coal Development - Public Notice
Attachments: 4-3-08 Public Notice.pdf

Attached is the Alton Coal Development public notice for application number C/025/0005 as it appears today in the Southern Utah News.

Sincerely,

Chris McCourt

Alton Coal Development, LLC

Legal Notice Public Notice for Permit Application

Notice is hereby given that Alton Coal Development, LLC is applying for a permit to conduct mining operations at the Coal Hollow Mine in Kane County, South Central Utah. The business address for Alton Coal Development is:

Alton Coal Development, LLC
463 North 100 West, Suite 1
Cedar City, UT 84720

Alton Coal Development has filed with the Utah Division of Oil, Gas & Mining a Mining and Reclamation Plan (MRP) application number C/025/0005. This Application has been filed for the Coal Hollow Mine, a surface coal mining operation. The Coal Hollow Mine is located approximately 35 miles north of Kanab, Utah (the Kane County seat) and approximately 4 miles south of the town of Alton, Utah.

Project Area Legal Description

All certain real property situated in Township 39 South, Range 5 West, SLB&M, Kane County, Utah, more particularly described as follows:

DESCRIPTION: TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M Section 30: All of Section Lot #1 (NW1/4 NW 1/4); NE1/4 NW1/4; N1/2 NE1/4;

ALSO: BEGINNING 3.50 chains West of the East Quarter corner of Said Section 30, and running South 34° 34' West 22.64 chains to the 1/16 section line; thence West 2.64 chains to the Southwest corner of NE1/4 SE1/4 of Said Section 30; thence North 40.00 chains; thence East 20.00 chains; thence South 14.69 chains; thence southwesterly to the point of beginning...containing 217.64 acres, more or less.

DESCRIPTION: TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M Section 30: BEGINNING at a point 5.31 chains North of the E1/4 corner of Said Section 30, and running thence South 45.31 chains; thence West 20.00 chains; thence North 20.00 chains; thence East 2.64 chains; thence North 34° 34' East 22.64 chains to the 1/16 section line; thence North 33° 22' East to the point of beginning...containing 61.96 acres, more or less.

DESCRIPTION: TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M Section 29: BEGINNING at the Northwest corner of Said Section 29, and running thence South 34.69 chains; thence North 33° 22' East 35.50 chains; thence North 40° West 0.58 chains; thence North 37° 30' East 12.30 chains; thence West 22.23 chains to the point of beginning...containing 36.04 acres, more or less.

DESCRIPTION: TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M Section 19: SW1/4SE1/4, E1/2SE1/4, SE1/4NE1/4...containing 160.0 acres, more or less

DESCRIPTION: TOWNSHIP 39 SOUTH-RANGE 05 WEST, SLB&M Section 20: SW1/4...containing 160.0 acres, more or less County Road 136 currently intersects the Coal Hollow

Mine Project Area. Approximately two miles of this road will be temporarily relocated to allow for mining operations. This relocated section begins approximately three miles south of the Town of Alton and will reconnect with the original road approximately five miles south of the Town. This relocation will occur in year one of mining operations and is expected to be reestablished to the approximate original location in a time frame ranging from year four to year five of the mining operation.

The permit application area is located on the Alton, Utah, U.S. Geological Survey 7.5 minute quadrangle map. The application was filed and this notice is prepared and published to comply with the Surface Mining Control and Reclamation Act of 1977 and State and Federal regulations promulgated pursuant to said act.

A copy of Alton Coal Development's permit application will be filed for public inspection at:

Kane County Recorder Office
76 North Main
Kanab, Utah 84741; and

The State of Utah
Department of Natural Resources
Division of Oil, Gas & Mining
1549 West Temple, Suite 1210
Salt Lake City, Utah 84116

Written comments, objections or requests for informal conferences on the application may be submitted to the Division of Oil, Gas and Mining at the following mailing address:

Department of Natural Resources
Division of Oil, Gas & Mining
P.O. Box 145801
Salt Lake City, UT 84114-5801

See map on right

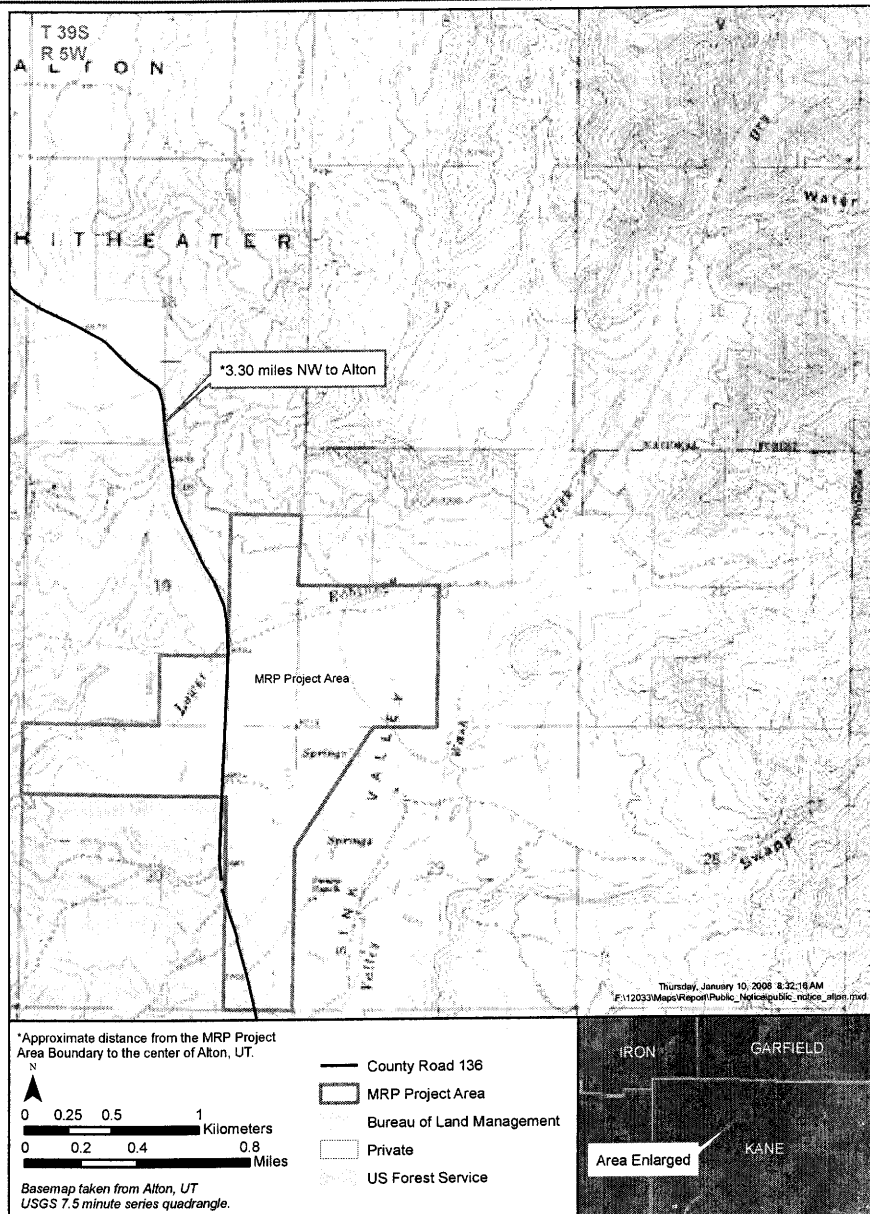
Published in the *Southern Utah News* on March 26, April 2, 9 & 16, 2008. Written comments or objections must be submitted within 30 days following the final publication of this advertisement.

NOTICE TO WATER USERS

The State Engineer received the following Application(s) in Kane County (Locations in SLB&M).

For more information or to receive a copy of filings, visit <http://waterrights.utah.gov> or call 1-866-882-4426. Persons objecting to an application must file a CLEARLY READABLE protest stating FILING NUMBER, REASONS FOR OBJECTION, PROTESTANTS' NAME AND RETURN ADDRESS, and any request for a hearing. Protest must be filed with the State Engineer, Box 146300, Salt Lake City, UT 84114-6300 on or before APRIL 22, 2008.

These are informal proceedings as per Rule R655-6-2 of the Division of Water Rights. (The Period of Use is generally year-round except irrigation



which is generally from Apr 1 to Oct 31 each year.)

CHANGE APPLICATION(S)

81-4713(a34159): Zion Mountain Land Holdings, LLC propose(s) using 39.999 ac-ft. from groundwater (7 miles NW of Mt. Carmel Juntn) for IRRIGATION.

Jerry D. Olds, P.E.
STATE ENGINEER

Published in the *Southern Utah News* on MARCH 26 & APRIL 2, 2008.

LEGAL NOTICE NOTICE OF LIEN SALE

40' Gooseneck Superior Trailer

Vessel located at:
475 Independence
Big Water, UT 84741

Owner in default:
Bryan Edlund
134 W. 8th
Leadville, CO 80461

Sale to be held on April 12, 2008 at 8:00 a.m. MDT at 475 Independence, Big Water, UT 84741

Published in the *Southern Utah News* on March 26 and April 2, 2008.

PUBLIC NOTICE

Petition for annexation have been filed in the office of the Kanab City Recorder for the purpose of requesting annexation of parcels of land belonging to WSC Partners LLC located at approximately NW 1/4 & SN 1/4 of Section 4, T44S, R6 W S.L. B. M., more specifically described as follows: BEGINNING AT THE WEST QUARTER CORNER OF SECTION 4, TOWNSHIP 44 SOUTH, RANGE 6 WEST, OF THE SALT LAKE BASE AND MERIDIAN; THENCE N00°32'54"E. ALONG THE SECTION LINE AND ALONG THE EAST LINE OF THE KANAB CREEK RANCHOS SUBDIVISION, (UNITS 4, 6, AND 7)

See LEGALS, Page 19

**The deadline for legal advertising
is Friday at 1p.m.**